IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL NO.89 OF 2003

The Commissioner of Income-tax,
Bombay City-X, Bombay .. Appellant.
V/s.
M/s.Apcotex Lattices Limited .. Respondent.

Mr.R.Asokan i/b. K.B. Rao for the appellant.

CORAM : R.M. LODHA, &
J.P. DEVADHAR, JJ.

DATED : 21ST SEPTEMBER, 2004.

P.C. :

Mr.R. Asokan, the learned counsel for the revenue submits that in view of the judgment of the Supreme Court in the case of Commissioner of Income-tax V/s. Indo Nippon Chemicals Co. Ltd. [261 ITR 275], he has instructions to withdraw this appeal.

2. We accept his statement and allow the appeal to be withdrawn.

3. Refund of court fee as per law.

(R.M. LODHA, J.)

(J.P. DEVADHAR, J.)